

1 96-06-HO

2 BEFORE THE ARIZONA STATE BOARD OF PHARMACY

3 In the Matter of:)

4 JOHN LEE DOUGLAS)
Intern Certificate of)
5 Registration No. 3842)
6 _____)

FINDINGS OF FACT, CONCLUSIONS
OF LAW AND BOARD ORDER

NO. 96 - 0006 - H

7 DIRECTED TO: JOHN LEE DOUGLAS
1525 N.Dodge Blvd.
8 Tucson, AZ 85716

9 This Matter came before the Arizona State Board of Pharmacy on
10 the 16th day of October, 1996 pursuant to Notice of Hearing Number
11 96-0006-H (hereinafter referred to as "Notice").

12 Gerald G. Ritt, president, presided with Charles E. Cordell,
13 vice-president, and members Daniel J. Jacob, Michael Noel, Dennis K.
14 McAllister, Eugene P. Drake and Natalie A. Spencer in attendance and
15 participating therein.

16 The State was represented by the Office of the Attorney General,
17 Montgomery Lee, Assistant Attorney General.

18 The respondent JOHN LEE DOUGLAS was present and was not
19 represented by counsel. JOHN LEE DOUGLAS was advised of his right to
20 be represented by counsel and JOHN LEE DOUGLAS waived that right.

21 The Board, after consideration of the evidence and testimony
22 presented, hereby makes the following Findings of Fact, Conclusions of
23 Law and Board Order.
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1 FINDINGS OF FACT

2 I

3 1. JOHN LEE DOUGLAS is the holder of Certificate of Intern
4 Registration Number 3842 issued by the Arizona State Board of Pharmacy
5 which permits the holder to obtain practical experience in pharmacy
6 under the supervision of a licensed pharmacist.

7 2. That the evidence and testimony presented in this Matter did
8 sustain the allegations in Paragraphs IV of the Notice, to wit:

9 JOHN LEE DOUGLAS was a participant in the Pharmacists Assisting
10 Pharmacists of Arizona (PAPA) program established pursuant to A.R.S.
11 § 32-1932.01 from October 23, 1994 to June 5, 1996. Between the dates
12 of January 1, 1995 and June 5, 1995 JOHN LEE DOUGLAS submitted to four
13 (4) bodily fluid drug screens as required by his PAPA contract which
14 were positive for Controlled Substances as listed in the Notice of
15 Hearing. JOHN LEE DOUGLAS has by his own admission no known medical
16 condition that requires treatment with the Controlled Substances
17 listed in the Notice and no prescriptions were produced to demonstrate
18 that the Controlled Substances were obtained pursuant to a
19 prescription from a licensed medical practitioner.

20 CONCLUSIONS OF LAW

21 II

22 1. The Board concludes that it has jurisdiction in this Matter
23 pursuant to A.R.S. § 32-1927 (A)(5) and A.R.S. §32-1927(B)(2). A.R.S.

24 2. The conduct alleged and sustained in Paragraphs IV of the
25 Notice constitutes violations of A.R.S. § 32-1927(A)(5) and A.R.S. §
26 32-1927(B)(2).

1 ORDER

2 III

3 The Certificate of Intern Registration Number 3842 issued to
4 JOHN LEE DOUGLAS is hereby suspended for two (2) years effective 10
5 days from the date of this Order. Further JOHN LEE DOUGLAS shall not
6 appear to request a stay of said suspension before April 16, 1997.

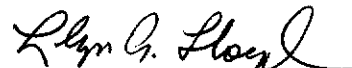
7 JOHN LEE DOUGLAS is hereby notified that he has a right to
8 petition this Board for a rehearing within fifteen (15) days after
9 receipt of this Order pursuant to provisions of A.A.C. § R4-23-109.

10
11
12 DATED this 16th day of October, 1996

13
14 ARIZONA STATE BOARD OF PHARMACY

15
16
17 SEAL

By



Llyn A. Lloyd
Executive Director

1 Copies of the foregoing Finding
2 of Fact, Conclusions of Law and
3 Board Order mailed by certified
4 mail this 30th day of October,
5 1996 to:

6 JOHN LEE DOUGLAS
7 1525 N. Dodge Blvd.
8 Tucson, AZ 85716

9 and by Courier Mail to:

10 Montgomery Lee
11 Assistant Attorney General
12 1275 W. Washington
13 Phoenix, AZ 85007
14 Attorney for the State

15 and

16 Paula Bickett
17 Assistant Attorney General
18 1275 W. Washington
19 Phoenix, AZ 85007
20 Solicitor General's Office

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